

PHARMACY BOARD[657]

Adopted and Filed

Rule making related to service program registration

The Board of Pharmacy hereby amends Chapter 11, “Drugs in Emergency Medical Service Programs,” Iowa Administrative Code.

Legal Authority for Rule Making

This rule making is adopted under the authority provided in Iowa Code section 147.76.

State or Federal Law Implemented

This rule making implements, in whole or in part, Iowa Code section 124.302.

Purpose and Summary

This amendment removes the requirement that service programs obtain registration with the Drug Enforcement Administration (DEA) as DEA does not currently have a registration category in Iowa for such programs.

Public Comment and Changes to Rule Making

Notice of Intended Action for this rule making was published in the Iowa Administrative Bulletin on December 20, 2017, as **ARC 3507C**. The Board received one comment in support of the amendment. No changes from the Notice have been made.

Adoption of Rule Making

This rule making was adopted by the Board on May 23, 2018.

Fiscal Impact

This rule making has no fiscal impact to the State of Iowa.

Jobs Impact

After analysis and review of this rule making, no impact on jobs has been found.

Waivers

Any person who believes that the application of the discretionary provisions of this rule making would result in hardship or injustice to that person may petition the Board for a waiver of the discretionary provisions, if any, pursuant to 657—Chapter 34.

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its [regular monthly meeting](#) or at a special meeting. The Committee’s meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

Effective Date

This rule making will become effective on July 25, 2018.

The following rule-making action is adopted:

Amend subrule 11.3(1) as follows:

11.3(1) *Medical director-based service program.* In a medical director-based service program, CSA and DEA registrations shall be obtained for each primary program site in the name of the medical director. CSA and DEA registrations shall be obtained prior to procurement of any controlled substances for use in the service program. Separate registrations for program substations shall not be required. In a medical director-based service program, ~~the a CSA and DEA registrations~~ registration shall also be ~~issued~~ obtained in the name of the service program, shall secondarily name the medical director, and shall be issued for the address of the service program's primary program site.

[Filed 5/29/18, effective 7/25/18]

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 6/20/18.